

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Philip D. Anderson

Plaintiff,

v.

Case No: 08 CIV. 1261 (KMK)(MDF)

E.H. Yost & Co., d/b/a Batteries America
and E.H. Yost

**RULE 7.1 DISCLOSURE
STATEMENT**

Defendants.

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, and to enable judges and magistrates of the court to evaluate possible disqualifications or recusal, the undersigned attorney of record for defendants, E.H. Yost & Company, LLC and E.H. Yost, certifies that the following are corporate parents, affiliates and/or subsidiaries of E.H. Yost & Company, LLC or E.H. Yost, which are publicly held: None.

/s/ John A. Wait

John A. Wait, Esquire (JW 2558)

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Dated: June 20, 2008